

Senate Engrossed

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
Senate
Forty-ninth Legislature
First Regular Session
2009

CHAPTER 62

SENATE BILL 1197

AN ACT

ESTABLISHING THE TASK FORCE ON BEST PRACTICES IN SPECIAL EDUCATION AND
BEHAVIOR MANAGEMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Task force on best practices in special education
3 and behavior management

4 A. The task force on best practices in special education and behavior
5 management is established consisting of the following members from diverse
6 urban and rural areas who are appointed by the state board of education:

7 1. A principal of a school in a school district in this state or of a
8 charter school in this state or a superintendent of a school district or
9 charter school.

10 2. A parent of a child with one or more disabilities.

11 3. A person with experience or training, or both, in applied behavior
12 analysis.

13 4. A special education teacher who is employed by a school district or
14 a charter school in this state.

15 5. A teacher who is employed by a school district or a charter school
16 in this state, who is not a special education teacher and who has experience
17 with disabled pupils in a regular classroom setting.

18 6. A director of a special education program of a school district in
19 this state.

20 7. An employee of the department of education who is assigned to the
21 division of special education and who has experience in special education
22 classrooms or who has other related special education experience.

23 8. A psychologist who is employed by a school district or charter
24 school in this state.

25 9. A parent information network specialist who is associated with the
26 parent information network operated by the special education division of the
27 department of education.

28 B. The state board of education shall select one of the appointed
29 members to serve as the task force chairperson.

30 C. The task force shall:

31 1. Examine, evaluate and make recommendations concerning the best
32 practices for managing the behavior and discipline of pupils with
33 disabilities, including the following:

34 (a) A list of prohibited disciplinary actions.

35 (b) Mandatory or recommended training for special education teachers
36 and classroom aides.

37 (c) Parental notice requirements concerning disciplinary actions.

38 2. Submit a written report that contains the task force's findings and
39 recommendations on or before August 20, 2009 to the state board of education,
40 the state board for charter schools, the governor, the speaker of the house
41 of representatives and the president of the senate. The task force shall
42 provide a copy of this report to the secretary of state and the director of
43 the Arizona state library, archives and public records.

44 D. The task force may use the services and expertise of the staff of
45 the department of education and the state board for charter schools.

1 E. The state board of education and the state board for charter
2 schools shall make the best practice recommendations submitted by the task
3 force available to all school districts and charter schools in the state.

4 Sec. 2. Review, consideration and adoption of recommendations
5 of task force on best practices in special education
6 and behavior management

7 A. On or before June 30, 2010, each school district governing board
8 shall conduct a public meeting to review and consider the adoption of the
9 best practice recommendations submitted by the task force on best practices
10 in special education and behavior management pursuant to section 1 of this
11 act. The governing board may modify the best practice recommendations if the
12 governing board determines that modifications are necessary to accommodate
13 the needs and circumstances of the school district.

14 B. On or before June 30, 2010, each governing body of a charter school
15 shall conduct a public meeting to review and consider the adoption of the
16 best practice recommendations submitted by the task force on best practices
17 in special education and behavior management pursuant to section 1 of this
18 act. The governing body may modify the best practice recommendations if the
19 governing body determines that modifications are necessary to accommodate the
20 needs and circumstances of the charter school.

21 Sec. 3. Delayed repeal

22 Section 1 of this act, relating to the task force on best practices in
23 special education and behavior management, is repealed from and after
24 September 15, 2010.

25 Sec. 4. Emergency

26 This act is an emergency measure that is necessary to preserve the
27 public peace, health or safety and is operative immediately as provided by
28 law.

APPROVED BY THE GOVERNOR JULY 10, 2009.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JULY 10, 2009.